

<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371</b>		ATTORNEY'S DOCKET NUMBER S2096/20002
INTERNATIONAL APPLICATION NO. PCT/IN2004/000218		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/524,623
INTERNATIONAL FILING DATE July 20, 2004	PRIORITY DATE CLAIMED July 20, 2004	
TITLE OF INVENTION NOVEL INTERMEDIATES FOR LINEZOLID AND RELATED COMPOUNDS		
APPLICANT(S) FOR DO/EO/US Dodda MOHAN RAO, et al.		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
1. <input type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. 2. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. 3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input type="checkbox"/> The US has been elected (Article 31). 5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). *** IN RESPONSE TO FORM PCT/DO/EO/912 (371 Formalities Notice) *** b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)). 9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). Items 11 to 20 below concern document(s) or information included: 11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 & 3.31 is included. 13. <input type="checkbox"/> A preliminary amendment. 14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A power of attorney and/or change of address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825. 18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4). 19. <input type="checkbox"/> A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4). 20. <input checked="" type="checkbox"/> Other items or information: Copy of "Notice of Insufficient Basic National Fee Required and/or Missing Copy of International Application Under 35 U.S.C. 371 and 37 CFR 1.495" and filed Response thereto, published International Application, PCT Request Form, International Search Report, U.S. Express Mail Certification No. EL 962212336 US, return receipt postcard		

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>U.S. APPLICATION NO. (if known, see 37 CFR 1.5)</b> 10/524,623		<b>INTERNATIONAL APPLICATION NO.</b> PCT/IN2004/000218		<b>ATTORNEY'S DOCKET NO.</b> S2096/20002	
The following fees have been submitted:				<b>CALCULATIONS</b>	<b>PTO USE ONLY</b>
21. <input type="checkbox"/> Basic national fee .....\$300				\$	
22. <input type="checkbox"/> Examination fee If the written opinion prepared by ISA/US of the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4).....\$0 All other situations.....\$200				\$	
23. <input type="checkbox"/> Search fee If the written opinion prepared by ISA/US of the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4).....\$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority.....\$100 International Search Report prepared an ISA other than the US and provided to the Office or previously communicated to the US by the IB .....\$400 All other situations.....\$500 <div style="text-align:right;"><b>TOTAL OF 21, 22 and 23 =</b></div>				\$	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing filed in an electronic medium) (37 CFR 1.492(j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.				\$	
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		
-100=	/50=		X \$250		
Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).				\$	
CLAIMS	NO. FILED	NUMBER EXTRA	RATE		
Total claims	-20=		X \$50	\$	
Independent	-3=		X \$200	\$	
MULTIPLE DEPENDANT CLAIM(S) (if applicable)			+ \$360	\$	
<b>TOTAL OF THE ABOVE CALCULATIONS =</b>				\$	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$	
<b>SUBTOTAL =</b>				\$	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(j)).				+	\$
<b>TOTAL NATIONAL FEE =</b>				\$	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				+	\$
<b>TOTAL FEES ENCLOSED =</b>				\$	
				Amount to be refunded:	\$
				Amount to be charged:	\$
a. <input type="checkbox"/> A check in the amount of \$ ____ to cover the above fees is enclosed.					
b. <input type="checkbox"/> Please charge my Deposit Account No. 03-0075 in the amount of \$ ____ to cover the above fees. A duplicate copy of this sheet is enclosed.					
c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 03-0075. A duplicate copy of this sheet is enclosed.					
d. <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
<b>NOTE:</b> Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the Application to pending status.					
<b>SEND ALL CORRESPONDENCE TO:</b>					
<div style="border: 1px solid black; padding: 5px; display: inline-block;">Customer No. 03000</div>					
<div style="border-top: 1px solid black; width: 100px; margin-bottom: 2px;">SIGNATURE</div> <div style="border-top: 1px solid black; width: 100px; margin-bottom: 2px;">Robert S. Silver</div> <div style="border-top: 1px solid black; width: 100px; margin-bottom: 2px;">NAME</div> <div style="border-top: 1px solid black; width: 100px; margin-bottom: 2px;">35,681</div> <div style="border-top: 1px solid black; width: 100px; margin-bottom: 2px;">REGISTRATION NUMBER</div>					

**Rec'd PCT/PTO 27 FEB 2006**

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PATENT EXAMINING OPERATION**

Applicant(s): Dodda MOHAN RAO, et al.

U.S. App. Serial No: 10/524,623

International App. No.: PCT/IN2004/000218

Filed: February 16, 2005

International Filing Date: July 20, 2004

Att. Docket No.: S2096/20002

Confirmation No.: 8436

For: NOVEL INTERMEDIATES FOR LINEZOLID AND RELATED COMPOUNDS

**RESPONSE TO NOTICE OF INSUFFICIENT BASIC NATIONAL FEE REQUIRED  
AND/OR MISSING COPY OF INTERNATIONAL APPLICATION UNDER  
35 U.S.C. 371 AND 37 CFR 1.495**

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the 01/11/2006 "Notice of Insufficient Basic National Fee Required And/Or Missing Copy of International Application Under 35 U.S.C. 371 and 37 CFR 1.495", copies of the published International Application, PCT Request Form and International Search Report are attached.

Respectfully submitted,

CAESAR, RIVISE, BERNSTEIN,  
COHEN & POKOTILOV, LTD.

February 27, 2006

By

Robert S. Silver

Registration No. 35,681

Customer No. 03000

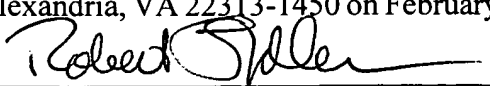
(215) 567-2010

Attorneys for Applicant(s)

Please charge or credit our Account No.  
03-0075 as necessary to effect entry and/or  
ensure consideration of this submission.

**Express Mail Certification**

I hereby certify that this correspondence (including all attachments referenced herein) is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 with the Express Mail No. EL 962212336 US in an envelope addressed to Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 27, 2006.

  
Robert Fidler



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/524,623	Dodda Mohan Rao	S2096/20002

03000  
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PHILADELPHIA, PA 19103-2212

COPY

INTERNATIONAL APPLICATION NO.	
PCT/IN04/00218	
LA. FILING DATE	PRIORITY DATE
07/20/2004	

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JAN 13 2006CAESAR, RIVISE, BERNSTEIN  
COHEN & POKOTILOW, LTD.

CONFIRMATION NO. 8436  
371 FORMALITIES LETTER



\*OC000000017823389\*

Date Mailed: 01/11/2006

### NOTICE OF INSUFFICIENT BASIC NATIONAL FEE REQUIRED AND/OR MISSING COPY OF INTERNATIONAL APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.495

Indication of Small Entity Status has been received.

The following items must be furnished:

Copy of International Application, which includes a copy of the Request Form, submitted to the International Bureau is missing. A copy of the International Application must be provided prior to 30 months from the priority date to avoid abandonment. Extensions of time under the provisions of 37 CFR 1.136 are not available for compliance with the requirements of 37 CFR 1.495(b). The international application may not be submitted via facsimile transmission.

- The International Search Report has not been supplied, the Search Fee has been adjusted to reflect this omission.

The basic national fee to enter the national stage in the United States of America under 35 U.S.C. 371 must be paid by 30 months from the priority date (37 CFR 1.495(b)(2)).

If the proper basic national fee is not paid within 30 months from the priority date, the international application will become ABANDONED as to the United States of America, and will not be accepted for national examination.

The amount required shown above reflects the correct fee as of the date of this Notice. If the amount changes prior to payment, applicant must pay the revised amount.

The current basic national fees are listed at 37 CFR 1.492(a). In addition, current PCT related fees are listed in each weekly issue of the Official Gazette of the United States Patent and Trademark Office and the amount of the fees can be obtained from the USPTO's web site [www.uspto.gov](http://www.uspto.gov) or by contacting the Public Service Center at (703) 308-4357.

Extensions of time under the provisions of 37 CFR 1.136 are not available for compliance with the requirements of 37 CFR 1.495(b)(2).

For filing the basic national fee, the first class certificate of mailing procedure of 37 CFR 1.8 is NOT available to establish the date of mailing as the date of receipt in the USPTO (see 37 CFR 1.8(a)(2)(i)(F)). The Express Mail

procedure of 37 CFR 1.10 may be used.

The basic national fee may not be submitted via facsimile transmission.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

CATHERINE D SHORT

Telephone: (703) 308-9140 EXT 220

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/524,623	PCT/IN04/00218	S2096/20002

FORM PCT/DO/EO/912 (371 Formalities Notice)